IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.2412 OF 2003

Shri.Haribhau Zumberlal Salunke .. Petitioner
V/s
State of Maharashtra & Ors. .. Respondents

Mr.A.A.Garge for the Petitioner.
Mrs.M.P.Thakur, AGP for Respondent Nos.1 to 4.

CORAM : B.H.MARLAPALLE & NARESH H.PATIL,JJ.
DATE : 25th September, 2006.

P.C.:

1. Heard Mr.Garge, the learned Counsel for the Petitioner. Perused the affidavit in reply filed by the Section Officer from the General Administration Department, Mantralaya, Mumbai as well as the communication dated 15.06.2006 addressed to the learned AGP by the department of General Administration, Government of Maharashtra.

2. The Petitioner claims to have participated in the Hyderabad Liberation Movement and therefore he applied for freedom fighters pension. His case was rejected by the Collector on 31.7.1999 solely because when he was called upon to furnish the requisite information so as to comply with requirements of the Government Resolution dated 4.7.1995, he did not respond and therefore the District Gaurav Samiti could not consider the petitioner’s case.

3. It has been stated that the petitioner’s application

was received on 10.10.1996 and he was called upon to furnish the necessary evidence on 6.6.1997 and 20.10.1997. He was also called upon for personal hearing before the Zilla Gaurav Samiti on 20.5.1999 and he did not respond. As per the Government Resolution dated 10.3.1999 it is the Zilla Gaurav Samiti which has been empowered to take a decision regarding grant of pension and recommend it to the State Government.

4. Mr.Garge, the learned Counsel for the Petitioner now states that the Petitioner will approach the Collector, Solapur within a period of four weeks from today and submit the necessary evidence so as to comply with the requirements of G.R. dated 4.7.1995.

5. If the Petitioner complies with the same, we direct the Collector, Solapur, to place his case before the Zilla Gaurav Samity, Solapur, as expeditiously as possible and preferrably within a period of eights weeks from receipt of all the necessary documents from the Petitioner. Undoubtedly, the Collector, Solapur, will take further steps depending upon the Zilla Gaurav Samiti’s recommendations.

6. Petition is disposed off in terms of the above directions.

(NARESH H.PATIL,J.) (B.H.MARLAPALLE, J.)